

**UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

NORFOLK COUNTY RETIREMENT SYSTEM,  
individually and on behalf of all others similarly  
situated,

*Plaintiff,*

v.

COMMUNITY HEALTH SYSTEMS, INC.,  
WAYNE T. SMITH and W. LARRY CASH,

*Defendants.*

Consolidated  
Civil Action No.: 11-cv-0433

Judge Eli Richardson  
Magistrate Judge Alistair E. Newbern

**LEAD PLAINTIFF'S MOTIONS FOR (1) FINAL APPROVAL OF  
CLASS ACTION SETTLEMENT AND PLAN OF ALLOCATION;  
(2) APPLICATION OF LEAD COUNSEL FOR AN AWARD OF ATTORNEYS'  
FEES AND EXPENSES; AND (3) APPLICATION FOR AN AWARD TO LEAD  
PLAINTIFF'S ATTORNEYS PURSUANT TO 15 U.S.C. §78-u4(a)(4)**

TO: ALL PARTIES AND THEIR COUNSEL OF RECORD

PLEASE TAKE NOTICE that, pursuant to an Order of the Court dated January 30, 2020, that on June 19, 2020, at 8:30 a.m., before the Honorable Eli Richardson, United States District Judge, Lead Plaintiff will and hereby moves for orders approving the proposed settlement of the above-captioned action, the Plan of Allocation of settlement proceeds, and the applications for an award of Lead Counsel's fees and expenses, and an award to Lead Plaintiff's attorneys pursuant to the Private Securities Law Reform Act, 15 U.S.C. §78u-4(a)(4). Lead Plaintiff's motion is based on the Memorandum of Law in Support of Lead Plaintiff's Unopposed Motion for Final Approval of Class Action Settlement and Plan of Allocation; the Memorandum of Law in Support of Lead Counsel's Application for an Award of Attorneys' Fees and Expenses and the Application for an Award to Lead Plaintiff's Attorneys; the Declaration of Barbara J. Hart; the Declarations of Layn Phillips; the Declaration of Alan H. Kleinman; the Declaration of Adam Walter; the previously submitted Declaration of Michael Marek; the Stipulation of Settlement; all other pleadings and matters of record, and such additional evidence or argument as may be presented at the hearing. Proposed Final Judgment and Order of Dismissal and Order Awarding Attorneys' Fees and Expenses are attached as Exhibits A and B hereto.

PLEASE ALSO TAKE NOTICE that on May 1, 2020, Lead Plaintiff filed an unopposed motion requesting that the June 19, 2020 hearing be held by teleconference rather than in-person at the Estes Kefauver Federal Building & Courthouse, United States District Court for the Middle District of Tennessee, Courtroom 874, 801 Broadway, Nashville, TN 37203. If the Court so orders, Lead Plaintiff will update the Settlement website, [www.CHSSecuritiesSettlement.com](http://www.CHSSecuritiesSettlement.com) with the dial-in information.

Dated: May 11, 2020

Respectfully submitted,

/s/ Barbara J. Hart

Barbara J. Hart (*pro hac vice*)

David C. Harrison (*pro hac vice*)

Scott V. Papp (*pro hac vice*)

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### **CERTIFICATE OF SERVICE**

I hereby certify that on May 11, 2020, the Notice of Motion and Exhibits A and B were filed via CM/ECF electronic filing which sends electronic notification to all counsel of record, as identified in the following chart:

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Dated: May 11, 2020

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